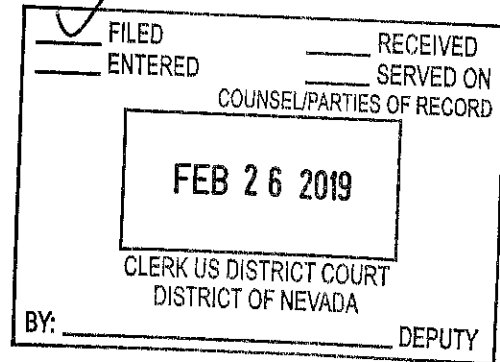


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William Donnelly, and Romeo Aranas*



UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORDER

FRANK D'AGOSTINO,
Plaintiff,

vs.

ROMEO ARANAS, et al.,
Defendants.

Case No. 3:18-cv-00337-MMD-CBC

**MOTION FOR EXTENSION OF TIME TO
RESPOND TO MOTIONS FOR
PRELIMINARY INJUNCTION AND
APPOINTMENT OF COUNSEL (ECF Nos. 64,
65, 66)**

Defendants, Theresa Wickham, Melissa Mitchell, Adam Laxalt, Brian Sandoval, James Dzurenda, Candis Brockway, John Scott, Karen Gedney, Dana Marks, Richard Long, William Donnelly, and Romeo Aranas (Defendants) by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and Ian E. Carr, Deputy Attorney General, hereby submit their Motion for Extension of Time to Respond to Motions for Preliminary Injunction and Appointment of Counsel (ECF Nos. 64, 65, 66). This Motion is based on Federal Rule of Civil Procedure 6(b)(1)(A), the following Memorandum of Points and Authorities, and all papers and pleadings on file in this action.

MEMORANDUM OF POINTS AND AUTHORITIES

I. ARGUMENT

Defendants respectfully request a fourteen (14) day extension of time out from the current deadline (February 25, 2019) to respond to pending motions in this case. Counsel for

1 Defendants is confronted with numerous competing deadlines and a high workload due to staffing
2 changes in the Office of the Attorney General.

3 Furthermore, upon information and belief, it appears from discussions with prison medical staff
4 that Plaintiff is in the process of approval for hepatitis C (HCV) drug treatment, which would moot his
5 request for injunctive relief. Defense counsel requests additional time to gather Plaintiff's medical
6 records to confirm the status of his treatment.

7 However, such obstacles are currently being resolved and the requested extension of time
8 should afford Defendants adequate time to motion responses in this case.

9 Federal Rule of Civil Procedure 6(b)(1) governs extensions of time and provides as follows:

10 When an act may or must be done within a specified time, the court may,
11 for good cause, extend the time: (A) with or without motion or notice if
12 the court acts, or if a request is made, before the original time or its
13 extension expires; or (B) on motion made after the time has expired if the
14 party failed to act because of excusable neglect.

15 Defendants' request is timely and its limited nature will not hinder or prejudice Plaintiff's case,
16 but will allow for a thorough responses to Plaintiff's motions for injunctive relief. The requested
17 fourteen (14) day extension of time should permit Defendants time to adequately research and respond
18 to Plaintiff's pending motions. Defendants assert that the requisite good cause is present to warrant the
19 requested extension of time.

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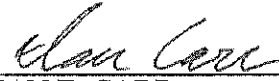
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1 For these reasons, Defendants respectfully request a fourteen (14) day extension of time from
2 the current deadline to file a responsive pleading in this case, with a new deadline to and including
3 Monday, March 11, 2019.

4 DATED this 25th day of February, 2019.

5 AARON D. FORD
6 Attorney General

7 By:


8 IAN E. CARR
9 Deputy Attorney General
10 State of Nevada
11 Bureau of Litigation
12 Public Safety Division
13 *Attorneys for Defendants*

14 IT IS SO ORDERED.



15 U.S. MAGISTRATE JUDGE

16 DATED: 2/26/2019

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on February 25, 2019, I caused to be served a copy of the foregoing, **MOTION FOR EXTENSION OF TIME TO RESPOND TO MOTIONS FOR PRELIMINARY INJUNCTION AND APPOINTMENT OF COUNSEL (ECF Nos. 64, 65, 66)**, by U.S. District Court CM/ECF Electronic Filing on the following:

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